

10-15-04

Atty. Dkt. No. 355492-2554

RCE *efw*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas J. WHALEN, et al.

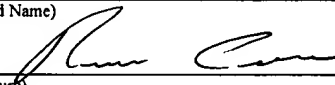
Title: NOVEL HIGH VISCOSITY
EMBOLIZING
COMPOSITIONS

Appl. No.: 09/973,951

Appl. Filing Date: October 11, 2001

Examiner: S. Sharareh

Art Unit: 1617

| | |
|---|-------------------|
| CERTIFICATE OF EXPRESS MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| EV 532154038 US | 10-13-04 |
| (Express Mail Label Number) | (Date of Deposit) |
| Rene Campos | |
| (Printed Name) | |
|  | |
| (Signature) | |

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

b. Enclosed are:

[X] Reply pursuant to 37 CFR 1.114 (3 pgs.);

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- [X] Copy of the Information Disclosure Statement originally filed July 23, 2004;
- [X] Copy of Form PTO-1449 with a copy of 2 foreign patents and 1 article and foreign search report, originally filed July 23, 2004;
- [X] Date stamped Postcard from Information Disclosure Statement filed July 23, 2004.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|-------------------|---------------------|----------------------|-----------|------------|
| RCE Fee 1.17(e): | | | | \$770.00 | = \$770.00 |
| Total Claims: | 20 | - 20 | =0 | x \$18.00 | = \$0.00 |
| Independents | 3 | - 3 | =0 | x \$86.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | \$290.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$770.00 |

- [X] Check No. 867334 in the amount of \$790.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date October 13, 2004

By Lorna L. Tanner

FOLEY & LARDNER LLP
Three Palo Alto Square
3000 El Camino Real, Suite 100
Palo Alto, California 94306
Telephone: (650) 856-3704
Facsimile: (650) 856-3710

Lorna L. Tanner
Attorney for Applicant
Registration No. 50,782